Home (1939) Department.

MS. SERIES.

G.O. No. 6386

Dated 12-12 1939

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[Despatch Abstract.]

Magistrate - South Kanara Dt

Sri K. Keshava Kudva

Second class magistrate -

Powers under sections 164

& 167 Cr. P. C ~~Granted~~

Ref. C1- 3728-M-39.

Application for Magisterial powers under sections 14 and 37 of the Code of Criminal Procedure.

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A1251 E
8/12/39

| | | |
|---|---|---|
| 1. | Name of Taluk or Division. | Coondapoor Taluk. |
| 2. | Present office | Permanent Dy. Tahsildar & 2nd Class Sub Magistrate & Acting Tahsildar. |
| 3. | Name in full of the incumbent | Karkal Keshava Kudva. |
| 4. | Total service in Magisterial department. | 9 years & 4 months. |
| 5. | Present powers now long exercised. ... | 2nd Class Magisterial powers exercised for 9 years & 4 months as empowered in G.O.No. R.830 Law (General) Department, dated 28-10-1930. |
| 6. | Examinations passed by the officer. ... | B.A., LL.B. |
| 7. | Qualifications of the officer. | Revenue (Higher)<br>Criminal (Higher)<br>Precis writing & Account Test.<br>Survey Training.<br>Taluk Head Accountant's Training.<br>Training in Angular Survey under Land Record Tahsildar. |
| 8. | Nature of recommendation, under what sections and grounds thereof. ... | may be invested with the following powers.<br>1. Power to record statements and confessions during a Police investigation under Section 164 Cr.P.C.<br>2. Power to authorise detention of a person in Police custody during a Police investigation under Section 167 Cr.P.C.<br>3. Power to hold an inquest - Section 174 Cr.P.C. |
| 9. | Remarks. ... | He is fit to be invested with the powers specified above. |

ASSISTANT SECRETARY 8- DEC 1939

South Kanara Dt. Magistrate's Office,
Mangalore, dated 5th December 1939.

For Dt. Magistrate.

6.12.39

To

The Secretary to Government,
Home Department, Madras.

8/12/39

C.F.10.

## DRAFT FOR APPROVAL.

Home (E) Dept.

| | Date. | Initials. |
|---|---|---|
| When received for fair copying .. | | |
| When copied .. | | 8/12/39 |
| When examined... | | |
| When signed ... | | 12/12/39 |
| When despatched. | | |

SUBJECT:— Magistrate - South Kanara Dt - Sri K. Keshava Kudva - Second class magistrate Powers under sections 164 and 167 Cr.P.C- Granted -

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO*:—

C. No. 41251.E. From the D.M. South Kanara C.I. No. 3728-M-39 dated 5-12-1939. pl c/f

" _____ " _____ " _____ " _____ 19____.

" _____ " _____ " _____ " _____ 19____.

Order / ~~Resolution~~ Ms. / ~~Roul.~~ No. 6386, dated 12.12 19 39.

The following notification will be published in the Fort St George Gazette :—

Notification.

Under sections 164 and 167 of the Code of Criminal Procedure, 1898, as amended by the Criminal Procedure Code Amendment Act, XVIII of 1923, the undermentioned second-class magistrate/ in the district noted against ~~them~~ his name/, ~~are~~ is empowered to record any statement or confession made to ~~them~~ him in the course of an investigation under Chapter XIV of the said Code or at any time afterwards before the commencement of the enquiry or trial and to authorize the detention of accused persons in the custody of the police :—

pl c/f

Sri. Karkal Keshava Kudva — South Kanara

2/ In Law (G1) Dept.

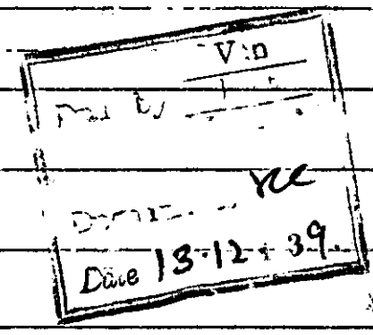
notification No. 863 dated the 28th October 1930, published at p. 1652 of Part I of the Fort St George Gazette dated the 4th November 1930, Sri Karkal Keshava Kudva has been invested with all

Extract as (X)

The ordinary and additional powers of a magistrate of second class except the powers under sections 164, 167 and 562(1) Cr. P. C. Under this notification, the officer is competent to exercise the power under section 174 Cr. P. C, which is one of the additional powers which may be conferred on a a magistrate of the second class may be invested

HH 9.12.39.

9/12




To the D. M. South Kanara

" S. Gr. P. for publication of notification in the F-S-J Gazette (para 1 only)

Gazette 19.12.39

(X)

Note: No. 868 L. Gr. dated 28. 10. 1930, published at p. 1652 of Part I of the F.S.G. Gazette dated 4. 11. 30

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Notification.

Under section 12 of the Code of Criminal Procedure, 1898, the undermentioned officers in the districts specified against their names are appointed to be Magistrates of the second class, and under section 37 they are invested with all the powers specified in the fourth schedule as powers which the Govt. may confer on a magistrate of that class except the powers to record statements and confessions under section 164, to authorize the detention of accused persons in the custody of the police under section 167 and to pass orders as to first offenders under section 562(1) Cr.P.C.:

Mekk. Karkal Keshava Kudva, Deputy Tahsildar and Sub-Magistrate, — South Kanara

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